

EXHIBIT DD

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Subject: License Transfer Discussion
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Attachments: 181108b Summary of NRC License Transfer Issues.docx
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Larry,

As promised, attached are several bullets relating to our recent discussion.

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EXHIBIT

17

Johnson

NRC License Transfer Requirements

- 10 CFR § 50.80 governs transfer of NRC licenses (including construction permits).
- No license may be transferred unless the NRC gives its written consent (§ 50.80(a)).
- The applicant for a license transfer (i.e., the transferee) must include in its application all of the identity, technical and financial qualification information that would be required for an initial license (§ 50.80(b)(i)).
- Because the construction permits expressly reference TVA ownership of the site (CPPR-122 and -123, Section 2), acquisition of the site by another entity would result in a failure to comply with one or more terms of the permits.
- Our research has not found a transfer of any type of license in which the ownership interest to be transferred has preceded the required NRC regulatory approval.
- The standard for license transfer approval under § 50.80 is not dependent upon the type of license whose transfer is sought
 - The distinction among license types relates only to the type of information that must be included in the transfer application
- We have found no distinction in license transfers regarding a plant's status under the NRC's Policy Statement on Deferred Plants (52 Fed. Reg. 38,077 (October 14, 1987)).
 - In applying the policy statement to COL applications, the NRC staff has indicated that transfer of ownership of "terminated plants" will be evaluated in accordance with applicable license transfer regulations.